



MEETING
Town of Little Elm
100 W Eldorado Parkway
Little Elm, Texas 75068
214-975-0404
<http://www.littleelmtx.us>

PUBLIC HEARING
and
REGULAR TOWN COUNCIL MEETING
Wednesday – August 8, 2007 – 7:00 p.m.
Town Hall Center – Council Chambers-100 W Eldorado Parkway

1. **Roll Call/Call to Order Public Hearing and Regular Town Council meeting.**
2. **Pledge to the Flags:**
 - a. United States Flag
 - b. Texas Flag:
Honor the Texas Flag
I pledge allegiance to thee
Texas, one state under God, one and indivisible.
3. **Public Hearing:** to discuss a proposed amendment to the Zoning Ordinance, Section 106-38(3) (The Outdoor Lighting Code) of the Code of Ordinances, to update and clarify the lighting standards.

Close Public Hearing.

Discussion and Action to adopt Ordinance No. 842 an Ordinance of the Town of Little Elm, Texas replacing Section 106-38, Performance Standards of the Code of Ordinances of the Town of Little Elm, Texas, as amended, by including provisions and standards for outdoor lighting; providing a penalty; providing a severability clause; providing an effective date; and ordaining other provisions related to the subject matter hereof. (Planning Director)

4. **Presentations and announcement:** Persons may address the Town Council on any issue. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. Please observe the time limit of three (3) minutes. In accordance with the State of Texas Open Meeting Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.072, Texas Government Code.

5. **Consent Agenda: All matters listed under the Consent Agenda are considered to be routine by the Town Council and require little or no deliberation. There will not be a separate discussion of these items and the agenda will be enacted by one vote. If the Council expresses a desire to discuss a matter listed, that item will be removed from the consent agenda and considered separately:**

- a. **Minutes** of the July 17, 2007 Public Hearings & Regular Council Meeting
- b. **Minutes** of the July 17, 2007 Pre-Council Meeting
- c. **Minutes** of the July 24, 2007 Work Session
- d. **Final Acceptance** of water, sewer, drainage and street improvements for Sunset Pointe Phase 18 (Public Works Director)
- e. **Final Plat #07-FP-002** CF Dynamic Office; located at 1901 W FM 720; Zoned Light Commercial; 0.9348 acres, 1 lot (Planning Director)
- f. **Final Plat #07-FP-006-** Shops at Sunset Pointe; located in the ETJ approximately 315' Northwest of the Intersection of Fm 423 and Panther Creek Parkway; 1.331 acres, 1 lot. (Planning Director)
- g. **Final Plat #07-FP-007-** Sunset Pointe-Phase 24A; located at the southwest corner of Woodlake Parkway and FM 423; Zoned Single Family SF-3, 3.871 acres, 13 lots. (Planning Director)
- h. **Summary** of TML Wrap-Up Session (Council member Shoemaker)
- i. **Authorize** payment of \$75,000 in sales tax rebate to Lowe's Home Center, Inc. (Finance Director)
- j. **Adopt Ordinance No. 846** an Ordinance of the Town Council of the Town of Little Elm, Texas establishing speed zones on parts of streets in the Town of Little Elm, Texas, near or adjacent to certain public schools; and regulating the speed of vehicles in such zones; providing for signs showing the existence of such zones; repealing all ordinances in conflict herewith; prescribing penalties for violations thereof; providing for publication; and providing for an effective date. (Woodlake Parkway and Canyon Lake Drive) (Public Work Director)
- k. **Resolution No. 08080701** a Resolution setting a date, time and place, for two public hearing on the proposed annexation of certain property by the Town of Little Elm, Texas, authorizing and directing the Planning Director to publish notices of such public hearings and direct staff to develop a Service Plan. (Spiritas Ranch) (Planning Director)
- l. **Approval of Final Payment** to Crescent Constructors, Inc. in the amount of \$14,443.60 for construction of the Mansell Pump #4 and PRV Valves Project. (Public Works Director)
- m. **Adopt Ordinance No. 841** an Ordinance of the Town of Little Elm, Texas, amending Section 98-104 Article V, Chapter 98 of the Code of Ordinances relating to parking in residential districts; providing a repealing clause of conflicting ordinances; providing a severability clause; and providing an effective date. (Police Chief)

6. **Reports and request for Town Council discussion and appropriate action:**

- a. **Discussion** on request from the Keep Little Elm Beautiful Committee to amend Ordinance No. 736 – KLEB Rules and Procedures to allow residents in the vicinity of Little Elm to become members of the KLEB committee, reduce the size of the KLEB committee to (5) members with of quorum of (3) members. Change the length of term to (2) members appointed for (1) year and (3) members appointed for a term of (2) years. (Ken Pokorny)

- b. **Discussion and Action** on staff recommendation to approve the new job description for Administrative Services Manager. (Finance Director)
- c. **Discussion and Action** to approve expenditure for LETV- Town Informational Channel w/ Grande Communication Cable Network. (Cost \$3,689 + Shipping) (Finance Director)
- d. **Discussion and Action** on staff recommendation to engage the services of Dan Jackson w/Economists.com for Water & Wastewater Study. (Finance Director)
- e. **Discussion and Action to adopt Ordinance No. 847** an Ordinance of the Town of Little Elm, Texas, amending the Base Rate for Single Family Residential Irrigation Service; providing for a repealing clause; providing for a severability clause; and providing an effective date. (Finance Director)
- f. **Discussion and Action to adopt Ordinance No. 843** an Ordinance of the Town of Little Elm, Texas annexing adjacent and contiguous territory, as described in Exhibit A and as depicted in Exhibit A.1, to the Town of Little Elm, Texas; finding that all necessary and required legal conditions have been satisfied; providing that such area shall become a part of the Town and that the owners and inhabitant hereof shall be entitled to the rights and privileges of other citizens and be bound by the acts, ordinances, resolutions and regulations of the Town of Little Elm now in effect and to be hereafter adopted; approving and adopting a Service Plan for the annexed area; further providing for amending and correcting the official boundaries of the Town as heretofore adopted; providing a severability clause; and providing for said ordinance to take effect and be in force from and after its passage. (Lake Lewisville – Phase 6 Annexation) (Planning Director)
- g. **Discussion and Action to adopt Ordinance No. 844** an Ordinance of the Town of Little Elm, Texas annexing adjacent and contiguous territory, as described in Exhibit A and as depicted in Exhibit A.1, to the Town of Little Elm, Texas; finding that all necessary and required legal conditions have been satisfied; providing that such area shall become a part of the Town and that the owners and inhabitant hereof shall be entitled to the rights and privileges of other citizens and be bound by the acts, ordinances, resolutions and regulations of the Town of Little Elm now in effect and to be hereafter adopted; approving and adopting a Service Plan for the annexed area; further providing for amending and correcting the official boundaries of the Town as heretofore adopted; providing a severability clause; and providing for said ordinance to take effect and be in force from and after its passage. (US 380 Right of Way Annexation) (Planning Director)
- h. **Discussion and Action** on possibility of a moratorium on new residential construction. (Planning Director)
- i. **Discussion and Action** to authorize the attached Amendment to Townscape’s Letter of Agreement for the Little Elm Town Center Concept Plan to cover the additional work outlined for \$29,112. (Planning Director)

- j. **Discussion and Action** for approval of an agreement for Professional Engineering Services with HNTB to develop a schematic design for a Pedestrian Gateway under Eldorado Parkway as identified in the attached contract for \$30,264. (Planning Director)
 - k. **Discussion and Action** on approval of lodging arrangements for the TML annual conference to be held in Dallas November 7-9, 2007. (Town Manager)
 - l. **Discussion and Action** on date, place and time for Work Session to discuss the Capital Improvement Program (CIP).
 - m. **Discussion and Action** on date, place and time for Work Session to discuss the 2007-2008 Budget.
 - n. **Brief Update and Action:** on remaining 2004 Bond Fund Initiative:
 - Community Center
 - Hike and Bike Trails, Pavilions and Multi-Purpose Fields
 - King Road
 - Lakeshore Drive
 - Main Street
 - Preston on the Lake Emergency Exit
 - Witt Road
 - o. **Traffic – Update, Discussion and Action:** (Problems, comments, suggestions, solutions and current status of toll bridge and widening of Eldorado Parkway and FM 423)
 - p. **Request:** The Planning and Development Department would like to invite the Town Council to be in attendance at the Town Leaders Comprehensive Plan Workshop on Wednesday, August 22nd at 7:00 p.m. to discuss the Vision, Goals and Objectives of the Comprehensive Plan. (Planning Director)
7. **The Town Council will hold a Closed (executive) session meeting** pursuant to Chapter 551, Texas Government Code, Vernon's Texas Code Annotated, in accordance with the authority contained in:

Section 551.071 Consultation with Town Attorney to receive legal advice concerning legal matters and contemplated litigations.

- a. Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)

Section 551.072 Discussion and deliberation on the purchase, exchange, lease, or value of real property.

- a. Land Acquisition

Discussion and consideration to take any action necessary as the result of the Closed (executive) session.

Section 551.071

- a. Khosrow Sadeghian and Johnny Houston (809 Hillside Beach Drive)

Section 551.072

- a. Land Acquisition
8. **FYI**: (All matters are provided to the Town Council for informational purposes only)
- a. CWD Monthly Report for June 2007
 - b. TML Legislative Update July 27, 2007
 - c. Future Agenda Items

9. **Adjourn.**

Pursuant to the Texas Open Meeting Act, (Chapter 551, Texas Government Code), one or more of the above items may be considered in executive closed session to the public. Any decision on any item will be taken or conducted in open session following the conclusion of the executive closed session.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aide of service such as interpreters for the hearing impaired, reader or large print are requested to contact the secretary at 214-975-0404 two days prior to the meeting so appropriate arrangements can be made. BRAILLE IS NOT PROVIDED.

Respectfully,

Town Secretary

This is to certify that the above notice was posted at the Town Hall Center prior to 4:00 p.m. this 3rd day of August 2007.